

TRANSMITTAL FORM

**TO: U.S. DISTRICT COURT, DISTRICT OF NEVADA
400 SOUTH VIRGINIA STREET, RENO, NV. 89501**

**U.S. BANKRUPTCY COURT, MIDDLE DISTRICT OF FLORIDA,
JACKSONVILLE DIVISION
300 N. HOGAN ST., #3-350, JACKSONVILLE, FLORIDA 32202**

**FROM: U.S. BANKRUPTCY COURT FOR THE DISTRICT OF NEVADA
(RENO)
300 BOOTH ST., RENO, N.V. 89509**

CASE NAME: E-Z Pay Services

BANKRUPTCY NO.: BK 06-50567

US DISTRICT COURT CASE NO.: 3:06-cv-00488-LRH-VPC

APPEAL NO.: 06-11

BANKRUPTCY JUDGE: Gregg W. Zive

DATE NOTICE OF APPEAL FILED: 9/1/06

The above bankruptcy case, E-Z Pay Services BK 06-50567, was transferred to the U.S. Bankruptcy Court, Middle District of Florida, Jacksonville Division, per order entered by Judge Gregg W. Zive on 9/27/06.

A certified copy of the order transferring the case to U. S. Bankruptcy Court, Middle District of Florida and a copy of the U.S. District Court District of Nevada (Reno) docket sheet on Civil Case #3:06-cv-00388-LRH-VPC is attached to this transmittal.

DATE OF TRANSMITTAL: 10/12/06

Deputy Clerk



U.S. Bankruptcy Court
300 Booth Street
Reno, NV. 89509

**United States District Court
District of Nevada (Reno)
CIVIL DOCKET FOR CASE #: 3:06-cv-00488-LRH-VPC**

E-Z Pay Services v. Alternative Debt Portfolio's
Assigned to: Judge Larry R. Hicks
Referred to: Magistrate Judge Valerie P. Cooke
Cause: 11:101 Bankruptcy

Date Filed: 09/07/2006
Jury Demand: None
Nature of Suit: 422 Bankruptcy Appeal
(801)
Jurisdiction: U.S. Government Plaintiff

Appellant

E-Z Pay Services

represented by **Jeffrey L. Hartman**

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V.

Appellee

Alternative Debt Portfolio's

represented by **Amy N Tirre**

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V.

Debtor-in-Possess

E-Z-Pay Services

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Date Filed	#	Docket Text
09/07/2006	<u>1</u>	Notice of APPEAL FROM BANKRUPTCY COURT, Bankruptcy Court case number BK-N-06-50567,, filed by E-Z Pay Services. Certificate of Interested Parties due by 9/17/2006.(WJ,) (Entered: 09/11/2006)
09/08/2006		Case assigned to Judge Larry R. Hicks and Valerie P. Cooke. (BLG) (Entered: 09/08/2006)
09/11/2006	<u>2</u>	MINUTE ORDER IN CHAMBERS of the Honorable Larry R. Hicks, U.S. District Judge on 9/11/2006. IT IS ORDERED that the designation of reporters and recorders transcripts (if any) as required by LR 8006(b), shall be filed with the clerk of bankruptcy court so the certificate of record on appeal may be transmitted timely to the district court. If the designation was previously filed with the clerk of BAP, counsel shall file a copy of the same with the clerk of bankruptcy court. IT IS FURTHER ORDERED that all future documents filed in connection with this appeal shall bear the bankruptcy case number, adversary case number (if any) and the district court civil case number. (WJ,) (Entered: 09/11/2006)

PACER Service Center			
Transaction Receipt			
10/12/2006 09:10:58			
PACER Login:	us6634	Client Code:	
Description:	Docket Report	Search Criteria:	3:06-cv-00488-LRH-VPC
Billable Pages:	1	Cost:	0.08



Entered on Docket
September 27, 2006

A handwritten signature in black ink, appearing to read "G.W.Zive".

Hon. Gregg W. Zive
United States Bankruptcy Judge

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16 Attorneys for Robert Altman, Chapter 7 Trustee

17
18 UNITED STATES BANKRUPTCY COURT
19 DISTRICT OF NEVADA

20 In re: Case No. BK-N-06-50567-GWZ
21 Chapter 11

22 E-Z PAY SERVICES, INC.,
23 Debtor.

24
25 ORDER DENYING CHAPTER 11
TRUSTEE'S EMERGENCY MOTION
PURSUANT TO RULE 1014(b) FOR
ORDER RETAINING CASE IN NEVADA
COURT AND GRANTING COUNTER-
MOTION FOR TRANSFER OF VENUE
TO FLORIDA

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28 /
Hearing Date: 9-11-06
Hearing Time: 3:00 p.m.

1 This matter came before the court on the Chapter 11 Trustee's Emergency Motion
2 Pursuant to Rule 1014(b) for Order Retaining Case in Nevada Court (the "Rule 1014(b)
3 Motion"), and Robert Altman's Opposition to the Motion, which the court had previously
4 held it would deem a counter-motion to transfer venue (the "Counter-motion"). Jeffrey L.
5 Hartman, Esq. appeared on behalf of E-Z Pay Services, Inc. Cecilia L. Rosenauer, Esq. and
6 Jason Burnett, Esq. appeared on behalf of Robert Altman, Chapter 7 Trustee in the Chapter
7 case styled *In re: EZ Pay Services, Inc., et al.*, case number 3:06-bk-02474-JAF, who was
8 also present in court. Kaaren Thomas, Esq. and Peter Franklin, Esq. appeared on behalf of
9 Chapter 11 Trustee Steven S. Turoff. Amy Tirre, Esq. appeared on behalf of ADP. Jennifer
10 Smith, Esq., Jeffrey Cook, Esq., Shannon Welsh, Esq. and Jim Fisher, Esq. appeared on
11 behalf of seventeen dentists. Barry Breslow, Esq. appeared on behalf of Debra Distler. Jan
12 Chubb, Esq. appeared on behalf of the petitioning creditors. William Cossitt, Esq. appeared
13 on behalf of the office of the United States Trustee. Steven Guelf, DDS, appeared on his own
14 behalf.

15 Based on the foregoing and the Findings of Fact and Conclusions of Law in Support
16 of Order Denying Chapter 11 Trustee's Emergency Motion Pursuant to Rule 1014(b) for
17 Order Retaining Case in Nevada Court and Granting Counter-motion for Transfer of Venue
18 to Florida, and for good cause appearing,

19 IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the Motion is
20 DENIED.

21 IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the Counter-
22 motion is GRANTED.

23 IT IS FURTHER ORDERED, ADJUDGED AND DECREED that this involuntary
24 chapter 11 bankruptcy case will be transferred to the United States Bankruptcy Court for the
25 Middle District of Florida for further administration.

26 IT IS FINALLY ORDERED that all pending hearings in this case are vacated.

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